## UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF ALABAMA UNITED STATES COURTHOUSE

MONTGOMERY, ALABAMA

February 19, 2008 ECEIVE MAILING ADDRESS: DEBRA P. HACKETT P. O. Box 711 **CLERK** MONTGOMERY, AL 36101 U.S. DISTRICT COURT Thomas K. Kahn, Clerk MIDDLE DISTRICT ALA United States Court of Appeals District Court No. 2:05-cv-01150-MHT Eleventh Circuit Kelley v. Owens, et al. 56 Forsyth Street, N Court of Appeals No. Atlanta, Georgia 30 FEB 2 1 2008 Enclosed are documents regarding an appeal in the smatter. Please acknowledge receipt on the enclosed copy of this letter. Certified copy of NOTICE OF APPEAL, docket entries, judgment and opinion/order appealed from.  $\boxtimes$ First Notice of Appeal: Yes No Other notices (dates): X Other: X The Judge or Magistrate Judge appealed from is: JUDGE MYRON H. THOMPSON X The Court Reporter (s) is/are: RISA ENTREKIN A hearing was not held in the case. 

An audio tape is available for transcription of the court hearing The appellant DOCKET FEE has been paid: Yes No Date paid: Motion for Certificate of Appealability and/or leave to proceed in forma pauperis is pending. Appellant has been Granted  $\square$  or Denied  $\square$  leave to appeal IFP [In Forma Pauperis] Enclosed: certified copy of Order & an updated docket sheet Appellant has been Granted  $\square$  or Denied  $\square$  the issuance of a Certificate of Appealability Enclosed: certified copy of Order & an updated docket sheet Copy of CJA form / order appointing counsel. Certified record on appeal consisting of: \_\_Volume(s) of pleadings; \_\_ PSI (s); \_\_ Volume(s) of transcript; Folder(s) of exhibits/depositions; \_\_\_ Supplemental file(s) ORIGINAL PAPERS: Volume(s) of pleadings; \_\_\_\_ Volume(s) of transcript; \_\_\_\_ folder of exhibits This is an appeal of a bankruptcy order. Bankruptcy Judge \_\_\_\_ This is a DEATH PENALTY appeal. Very truly yours,

> Donna Norfleet Deputy Clerk